

# HOUSE BILL No. 5835

March 7, 2006, Introduced by Reps. Stakoe, Hune, Tobocman, Marleau, Huizenga, Leland, Gaffney, Sheltroun and Kolb and referred to the Committee on Local Government and Urban Policy.

A bill to amend 1966 PA 346, entitled "State housing development authority act of 1966," (MCL 125.1401 to 125.1499c) by adding chapter 3B.

THE PEOPLE OF THE STATE OF MICHIGAN ENACT:

CHAPTER 3B

SEC. 59. (1) THE DEFINITIONS IN SECTION 11 APPLY TO THIS CHAPTER UNLESS OTHERWISE PROVIDED IN THIS CHAPTER.

(2) AS USED IN THIS CHAPTER:

(A) "HOUSEHOLD INCOME" MEANS THAT TERM AS DEFINED IN SECTION 508 OF THE INCOME TAX ACT OF 1967, 1967 PA 281, MCL 206.508.

(B) "LOW AND MODERATE INCOME" MEANS HOUSEHOLD INCOME OF LESS

1 THAN 80% OF THE AREA MEDIAN GROSS INCOME.

2 (C) "SUPPORTIVE HOUSING PROPERTY" MEANS PROPERTY THAT MEETS  
3 ALL OF THE FOLLOWING REQUIREMENTS:

4 (i) IS DEVELOPED BY AN ORGANIZATION EXEMPT UNDER SECTION  
5 501(C)(3) OF THE OF THE INTERNAL REVENUE CODE, 26 USC 501.

6 (ii) IS OCCUPIED SOLELY BY PERSONS WITH LOW AND MODERATE  
7 INCOMES WHO ARE ELIGIBLE RECIPIENTS OF THE PUBLIC MENTAL HEALTH  
8 SYSTEM.

9 (iii) IS ACQUIRED AFTER THE EFFECTIVE DATE OF THE AMENDATORY ACT  
10 THAT ADDED THIS CHAPTER.

11 SEC. 59A. (1) NOT MORE THAN 90 DAYS AFTER AN OWNER OF PROPERTY  
12 SUBMITS AN APPLICATION, THE AUTHORITY SHALL DETERMINE IF PROPERTY  
13 IS SUPPORTIVE HOUSING PROPERTY. THE APPLICATION SHALL BE IN A FORM  
14 PROVIDED BY THE AUTHORITY.

15 (2) IF THE AUTHORITY DETERMINES THAT PROPERTY IS SUPPORTIVE  
16 HOUSING PROPERTY AS DEFINED IN THIS CHAPTER, THE AUTHORITY SHALL  
17 CERTIFY THAT PROPERTY AS SUPPORTIVE HOUSING PROPERTY.

18 (3) AN OWNER OF PROPERTY FOR WHICH CERTIFICATION AS SUPPORTIVE  
19 HOUSING PROPERTY IS DENIED OR A LOCAL UNIT OF GOVERNMENT IN WHICH  
20 PROPERTY CERTIFIED AS SUPPORTIVE HOUSING PROPERTY IS LOCATED MAY  
21 APPEAL THE AUTHORITY'S DETERMINATION TO THE CIRCUIT COURT OF THE  
22 COUNTY IN WHICH THE PROPERTY IS LOCATED.

23 SEC. 59B. THE AUTHORITY SHALL NOT CERTIFY MORE THAN 250  
24 PARCELS OF PROPERTY AS SUPPORTIVE HOUSING PROPERTY IN EACH YEAR.

25 Enacting section 1. This amendatory act does not take effect  
26 unless all of the following bills of the 93rd Legislature are  
27 enacted into law:

1 (a) Senate Bill No.\_\_\_\_ or House Bill No. 5833(request no.  
2 00696'05 \*).

3 (b) Senate Bill No.\_\_\_\_ or House Bill No. 5834(request no.  
4 00696'05 a).